

**UNITED NATIONS,
INTERNATIONAL LABOUR ORGANISATION,
FOOD AND AGRICULTURE ORGANIZATION
OF THE UNITED NATIONS,
UNITED NATIONS EDUCATIONAL,
SCIENTIFIC AND CULTURAL ORGANIZATION,
INTERNATIONAL CIVIL AVIATION
ORGANIZATION,
WORLD HEALTH ORGANIZATION,
INTERNATIONAL TELECOMMUNICATION
UNION,
WORLD METEOROLOGICAL ORGANIZATION and
INTERNATIONAL ATOMIC ENERGY AGENCY
and
FEDERATION OF MALAYA**

**Standard Agreement concerning technical assistance.
Signed at Kuala Lumpur, on 1 March 1962**

Official text: English.

Registered ex officio on 1 March 1962.

No. 6089. STANDARD AGREEMENT¹ CONCERNING TECHNICAL ASSISTANCE BETWEEN THE UNITED NATIONS, THE INTERNATIONAL LABOUR ORGANISATION, THE FOOD AND AGRICULTURE ORGANIZATION OF THE UNITED NATIONS, THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION, THE INTERNATIONAL CIVIL AVIATION ORGANIZATION, THE WORLD HEALTH ORGANIZATION, THE INTERNATIONAL TELECOMMUNICATION UNION, THE WORLD METEOROLOGICAL ORGANIZATION AND THE INTERNATIONAL ATOMIC ENERGY AGENCY AND THE GOVERNMENT OF THE FEDERATION OF MALAYA. SIGNED AT KUALA LUMPUR, ON 1 MARCH 1962

The United Nations, the International Labour Organisation, the Food and Agriculture Organization of the United Nations, the United Nations Educational, Scientific and Cultural Organization, the International Civil Aviation Organization, the World Health Organization, the International Telecommunication Union, the World Meteorological Organization and the International Atomic Energy Agency (hereinafter called "the Organizations"), members of the Technical Assistance Board, and the Government of the Federation of Malaya (hereinafter called "the Federation Government");

Desiring to give effect to the resolutions and decisions relating to technical assistance of the Organizations, which are intended to promote the economic and social progress and development of peoples;

Have entered into this Agreement in a spirit of friendly co-operation.

Article I

FURNISHING OF TECHNICAL ASSISTANCE

1. The Organizations shall render technical assistance to the Federation Government, subject to the availability of the necessary funds. The Organizations, acting jointly or separately, and the Federation Government shall co-operate in arranging, on the basis of the requests received from the Federation Government and approved by the Organizations concerned, mutually agreeable programmes of operations for the carrying out of technical assistance activities.

¹ Came into force on 1 March 1962, upon signature, in accordance with article VI (1).

2. Such technical assistance shall be furnished and received in accordance with the relevant resolutions and decisions of the assemblies, conferences and other organs of the Organizations, technical assistance rendered within the framework of the Expanded Programme of Technical Assistance for Economic Development of Under-Developed Countries shall, in particular, be furnished and received in accordance with the Observations and Guiding Principles set forth in Annex I of resolution 222 A (IX)¹ of the Economic and Social Council of the United Nations of 15 August 1949.

3. Such technical assistance may consist of :

(a) Making available the services of experts, in order to render advice and assistance to or through the Federation Government;

(b) Organizing and conducting seminars, training programmes, demonstration projects, expert working groups, and related activities in such places as may be mutually agreed;

(c) Awarding scholarships and fellowships or making other arrangements under which candidates nominated by the Federation Government and approved by the Organizations concerned shall study or receive training outside the country;

(d) Preparing and executing pilot projects, tests, experiments or research in such places as may be mutually agreed upon;

(e) Providing any other form of technical assistance which may be agreed upon by the Organizations and the Federation Government.

4. (a) Experts who are to render advice and assistance to or through the Federation Government shall be selected by the Organizations in consultation with the Federation Government. They shall be responsible to the Organizations concerned.

(b) In the performance of their duties, the experts shall act in close consultation with the Federation Government and with persons or bodies so designated by the Federation Government, and shall comply with instructions from the Federation Government as may be appropriate to the nature of their duties and the assistance to be given and as may be mutually agreed upon between the Organizations concerned and the Federation Government.

(c) The experts shall, in the course of their advisory work, make every effort to instruct any technical staff the Federation Government may associate with them, in their professional methods, techniques and practices, and in the principles on which these are based.

5. Any technical equipment or supplies which may be furnished by the Organizations shall remain their property unless and until such time as title may

¹ United Nations, *Treaty Series*, Vol. 76, p. 132.

be transferred on terms and conditions mutually agreed upon between the Organizations concerned and the Federation Government.

6. The Federation Government shall be responsible for dealing with any claims which may be brought by third parties against the Organizations and their experts, agents or employees and shall hold harmless such Organizations and their experts, agents and employees in case of any claims or liabilities resulting from operations under this agreement, except where it is agreed by the Federation Government, the Executive Chairman of the Technical Assistance Board and the Organizations concerned that such claims or liabilities arise from the gross negligence or wilful misconduct of such experts, agents or employees.

Article II

CO-OPERATION OF THE FEDERATION GOVERNMENT CONCERNING TECHNICAL ASSISTANCE

1. The Federation Government shall do everything within its means to ensure the effective use of the technical assistance provided and, in particular, agrees to apply to the fullest possible extent the provisions set forth in Annex I to resolution 222 A (IX) of the Economic and Social Council under the heading "Participation of Requesting Governments".

2. The Federation Government and the Organizations concerned shall consult together regarding the publication, as appropriate, of any findings and reports of experts that may prove of benefit to other countries and to the Organizations themselves.

3. In any case, the Federation Government will, as far as practicable, make available to the Organizations concerned, information on the actions taken as a consequence of the assistance rendered and on the results achieved.

4. The Federation Government shall associate with the experts such technical staff as may be mutually agreed upon and as may be necessary to give full effect to the provision of article 1, paragraph 4 (c).

Article III

ADMINISTRATIVE AND FINANCIAL OBLIGATIONS OF THE ORGANIZATIONS

1. The Organizations shall defray, in full or in part, as may be mutually agreed upon, the costs necessary to the technical assistance which are payable outside the Federation of Malaya (hereinafter called "the country") as follows :

- (a) The salaries of the experts;
- (b) The costs of transportation and subsistence of the experts during their travel to and from the point of entry into the country;
- (c) The cost of any travel outside the country;